

GARFIELD COUNTY, UTAH
CANNABIS OPT OUT ORDINANCE
NO. 2019-8

AN ORDINANCE TO REGULATE THE CULTIVATION OF CANNIBIS IN GARFIELD COUNTY, UTAH.

WHEREAS, The Board of County Commissioners of Garfield County, Utah deem it necessary to enact certain standards, rules and regulations regarding the cultivation of cannabis and cannabis cultivation sites located or to be located in Garfield County, Utah in the interest of the health, safety and welfare of the citizens of Garfield County, Utah.

Be it ordained by the Board of Commissioners of Garfield County, Utah as follows:

ARTICLE I Prohibition.

Pursuant to the S.3042 Agricultural Improvement Act of 2018, Garfield County elects to prohibit all cannabis farms and establishments within its boundaries, with the exception of hemp cultivation for medicinal use. For the purposes of this Ordinance, “hemp” shall be defined as cannabis with less than 0.3% Tetrahydrocannabinol (THC).

ARTICLE II Penalty.

A person or business violating this ordinance shall be punished in accordance with UCA 58-37-8, unless a different penalty is expressly provided in this ordinance.

ARTICLE III Severability.

If any section of this Ordinance should for any reason be found invalid, by a court of competent jurisdiction, the remaining sections nevertheless be carried into effect.

ARTICLE IV Conflicting Ordinances.

All prior existing ordinances adopted by the Board of County Commissioners of Garfield County, Utah, inconsistent or in conflict with the provisions of this Ordinance are, to the extent of such conflict or inconsistency, hereby expressly repealed.

Passed and adopted by the Board of County Commissioners of Garfield County, Utah, this 12th day of August, 2019.

Signatures and Vote:

Yes

No



Garfield County Commission, Chair
Leland F. Pollock

X _____



Garfield County Commissioner
Jerry A. Taylor

Absent _____



Garfield County Commissioner
David B. Tebbs

X _____

ATTEST:



Garfield County Auditor/Clerk
Camille A. Moore

County Seal:

